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Lite-On Digital Solutions Corporation, and Philips
& Lite-On Digital Solutions U.S.A., Inc*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE OPTICAL DISK DRIVE
PRODUCTS ANTITRUST
LITIGATION**

Case No. M:10-cv-02143-RS
MDL No. 2143

This Document Relates to:

ALL ACTIONS

**JOINT STIPULATION [~~AND PROPOSED ORDER~~] TO EXTEND TIME WITHIN
WHICH TO RESPOND TO COMPLAINT**

Pursuant to Local Rule 6-2(a), the direct and indirect purchaser plaintiffs (collectively, "Plaintiffs"), and Defendants Koninklijke Philips Electronics N.V. ("Philips"), Lite-On IT Corporation ("Lite-On"), and Philips & Lite-On Digital Solutions Corporation ("PLDS") and Philips & Lite-On Digital Solutions U.S.A., Inc. ("PLDS USA") (collectively, "Defendants"), hereby stipulate and agree, subject to the approval of the Court, to extend the time within which Defendants must move, answer, or otherwise respond to the Amended Complaints to no later

JOINT STIPULATION TO EXTEND TIME

1 than 30 days after an order of the Court that resolves the pending motions to dismiss (“MTDs
 2 Order”). In the event that the Court dismisses in its entirety the direct plaintiffs’ or the indirect
 3 plaintiffs’ Amended Complaint, Defendants need not respond to the operative complaint(s) that
 4 the Court dismissed.

5 The parties have agreed to this stipulation with the Court’s January 13, 2011 Order (Dkt
 6 No. 347) in mind. Defendants herein are the only defendants that have not responded to the
 7 Amended Complaints. Plaintiffs believe that it is preferable for the currently scheduled
 8 February 16, 2011, hearing to go forward and to delay the briefing and hearing of Defendants’
 9 motion(s), if any, until after a ruling has issued on the initial group of motions. This is because,
 10 while the ruling on the initial motions may not be strictly binding on the Defendants, it likely
 11 would serve to narrow and focus any disputes that might remain. Defendants do not oppose the
 12 February 16, 2011 hearing going forward and represent that any motions to dismiss that they
 13 may file after the MTD Order will not reassert arguments the Court addressed in such Order, and
 14 will only introduce arguments that specifically relate to individualized issues.

15 This extension does not alter or extend any other date of any event or deadline already
 16 fixed by Court order. The date for Defendants to respond to the Amended Complaints has been
 17 twice extended by this Court on October 12, 2010 and November 18, 2010. This stipulation also
 18 does not apply to any other defendant in this matter.

19 By: /s/ Guido Saveri
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Philips & Lite-On Digital Solutions
Corporation and Philips & Lite-On Digital
Solutions U.S.A., Inc.*

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JOINT STIPULATION TO EXTEND TIME

1 IT IS SO ORDERED this 24th day of January, 2011.

2 By:



3 The Honorable Richard Seeborg

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JOINT STIPULATION TO EXTEND TIME